

FEDERAL ELECTION COMMISSION. WASHINGTON, D.C. 20463

Pebruary 11, 2005

Patrick E. Dolan, Treasurer
Enterprise Association of Steamfitters
Local 638 Political Action Committee
32-32 48th Avenue
Long Island City, NY 11101

Response Due Date: March 14, 2005

RQ-2

Identification Number: C00386821

Reference:

30 Day Post-General Report (10/14/04 - 11/22/04)

Dear Mr. Dolan:

This letter is prompted by the Commission's preliminary review of the report(s) referenced above. This notice requests information essential to full public disclosure of your federal election campaign finances. An adequate response must be received at the Commission by the response date noted above. An itemization of the information needed follows:

Schedule B of your report (see attached) discloses a contribution to "United Association Federal Political Education Fund" which appears to exceed the limits set forth in the Act. 2 U.S.C. §441a(a) prohibits a committee from making contributions to another political committee in excess of \$5,000 per calendar year. Records at the Commission, however, indicate that your committee may actually be affiliated with "United Association Federal Political Education Fund." As provided for in 11 CFR §100.5(g)(2), affiliated committees are those political committees established, financed, maintained, or controlled by the same group of persons including any parent, subsidiary, branch, division, department, or local unit thereof. Affiliated political committees may make and receive unlimited transfers amongst themselves which are not considered to be contributions. 11 CFR §102.6(a)

If any apparently excessive contribution in question was incompletely or incorrectly disclosed, you should amend your original report with clarifying information.

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If you have made an excessive contribution, you must notify the recipient and request a refund of the amount m excess of \$5,000. The refund of the excessive amount must be made within sixty (60) days of receipt of the contribution.

Please inform the Commission of your corrective action immediately in writing and provide a photocopy of your refund request sent to the recipient. In addition, any refund should be disclosed on Schedule A supporting Line 16 of the report covering the period during which the refund occurs.

If, on the other hand, "United Association Federal Political Education Fund" is affiliated with your committee, please clarify this relationship in writing and amend Line 6 of your Statement of Organization to identify it as an affiliated committee. 11 CFR §102.2 For future reporting, be aware that transfers made to affiliated committees should properly be disclosed on Schedule B supporting Line 22 of the Detailed Summary Page.

Although the Commission may take further legal action concerning the excessive contribution, your prompt action in obtaining a refund of the excessive amount, or further clarification of your relationship, if any, with "United Association Federal Political Education Fund" will be taken into consideration.

-Your report disclosed a category of financial activity that has been reflected on the wrong line of the Detailed Summary Page. Contributions to federal candidates and committees should be properly disclosed on a separate Schedule B, supporting Line 23 of the Detailed Summary Page. Please refer to the instructions for each line when determining the proper categorization(s) for your next filing.

"Enterprise Association of Steamfitters Local 638 Political Action Committee." However, your committee filed this report(s) in the name of "Enterprise Association Local 638 Political Action Committee." While committees may use commonly recognized abbreviations on daily communications such as letterboad and committee checks - disclosure reports, amendments and other committee filings must reflect the official name of the connected organization, as well as any abbrevianon within its title. 2 U.S.C. §432(e)(5). Please amend your report(s) to clarify this discrepancy.

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Unlike previous election cycles, you will not receive an additional notice from the Commission on this matter. Adequate responses received on or before this date will be taken into consideration in determining whether audit action will be initiated. Requests for extensions of time in which to respond will not be considered. Failure to provide an adequate response by this date may result in an audit of the committee. Failure to comply with the provisions of the Act may also result in an enforcement action against the committee. Any response submitted by your committee will be placed on the public record and will be considered by the Commission prior to taking enforcement action.

Electronic filers must file amendments (to include statements, designations and reports) in an electronic format and must submit an amended report in its entirety, rather than just those portions of the report that are being amended. If you should have any questions regarding this matter or wish to verify the adequacy of your response, please contact me on our toll-free number (800) 424-9530 (at the prompt press 5 to reach the Reports Analysis Division) or my local number (202) 694-1148.

Sincerely,

Brandis L. Zehr

Campaign Finance Analyst Reports Analysis Division

Brandis & Zehr

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Recipient Name	Date	Amount	Report
United Association Federal Political	11/10/04	\$20,000	2004 30 Day Post-General
Education Fund	! ! !		<u> </u>